

Abstract

Open and narrower public tender

The goal of my diploma thesis is to analyze public tenders in their open and narrower forms. In order to achieve my purpose, for my background information I utilize the Act no. 137/2006 Coll., on Public Contracts with the emphasis on the so-called „Large“ amendment to the act on Public Contracts (no. 55/2012 Coll), which was passed in order to make public tenders more transparent, reduce or even clear off corruption from the process of public tenders a lastly to increase the effectiveness of spending public money. Literature is also widely used as sources of information for my thesis. Throughout my diploma thesis, I evaluate the contemporary legal state of public tenders, as well as the view of society on the topic.

My diploma thesis consists of nine chapters. The first chapter offers insight into public tenders in the light of European Union Law, from which the Act no. 137/2006 Coll., on Public Contracts rises. Chapter two addresses the basic terminology and principals on which the Act stands upon. Having an understanding of these principles is necessary in order to make a deeper evaluation of public tenders. In order to have integrity of the subject, the third chapter outlines all the types of public tenders which are known in the Act no. 137/2006 Coll., on Public Contracts. On the other hand, chapter four is focused solely on the open and narrower public tender. The fifth chapter consists of the actions that need to be taken by the contracting entity, which are for example stating the expected value of the public tender or preparation of tender documents. The sixth chapter consists of the formal ways to publish or announce the public tender or contract, in the way it is demanded by the Act no. 137/2006 Coll., on Public Contracts, with the focus on open and narrower public tender. The seventh chapter focuses on the submission of proposals in the open public tender or application of participating in the narrower public tender. In the eight chapter I evaluate some of the necessary requirements of the proposals, during their submission and later actions, which are taken by the contracting entity after the deadline for the submittance of proposals, when the envelopes with proposals need to be opened, evaluated from the formal point of view and possibly assessed by the requirements given by the Act no. 137/2006 Coll., on Public Contracts and the tender documents. In the final, ninth chapter, some ways of ending the public tenders are given.

In the evaluation of my diploma thesis I evaluate the contemporary legal state of public tenders, which I reached during my work on the diploma thesis.